

DETAILED ACTION**EXAMINER'S AMENDMENT**

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Jeffrey Howell on 3/30/09.

The application has been amended as follows:

A,B.
5/15/09
In Claim 1, Line ~~6~~⁷: "...part..." now followed by --, said spout hole part formed by a material other than said paper based material -- "...; and..."

REASONS FOR ALLOWANCE

2. The following is an examiner's statement of reasons for allowance: the prior art does not disclose or make obvious a paper container for fluid, comprising; a spout plug fitted to a top panel, a spout positioned on a spout hole part, a rotary opening blade and a cap, wherein the spout hole part seals a spout hole formed of a paper base material and produces a cut and opened piece fall prevention mechanism formed of a protrusion provided on a part of a periphery of the spout hole when the spout hole part is cut and opened by the rotary opening blade.

Maietta et al. (USPN 5,482,176) teaches a closure assembly with spout plug (30) formed of a spout (34) fitted on a top panel (21), a spout positioned on a opening (O), a